

FILED  
GREAT FALLS, MT  
2009 SEP 9 AM 8 35  
PATRICK E. DUFFY, CLERK  
BY \_\_\_\_\_  
DEPUTY CLERK

**IN THE UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF MONTANA  
GREAT FALLS DIVISION**

SALVADOR AVILA RIVERA,

Plaintiff,

vs.

CASCADE COUNTY DETENTION  
CENTER, et al.,

Defendants.

No. CV 09-62-GF-SEH

**ORDER**

On July 30, 2009, United States Magistrate Judge Keith Strong entered Findings and Recommendations<sup>1</sup> in this matter. Plaintiff did not file objections. No review is required of proposed findings and recommendations to which no objection is made. Thomas v. Arn, 474 U.S. 140, 149-152 (1986). However, this Court will review Judge Strong's Findings and Recommendations for clear error.

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<sup>1</sup> Docket No. 10.

Upon review, I find no clear error in Judge Strong's Findings and Recommendations and adopt them in full.

ORDERED:

1. The Complaint<sup>2</sup> is DISMISSED.
2. The docket shall reflect the filing of this action constitutes one strike under 28 U.S.C. § 1915(g).
3. A certificate of appealability is DENIED. Any appeal from this disposition will not be taken in good faith due to the frivolous nature of the issues raised.

The Clerk is directed to close the case and enter judgment accordingly.

DATED this 8<sup>th</sup> day of September, 2009.

  
SAM E. HADDON  
United States District Judge

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<sup>2</sup> Docket No. 1.